

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE BIOPURE SECURITIES LITIGATION

**CIVIL ACTION
NO. 03-12628-NG**

**ASSENTED-TO MOTION TO EXTEND TIME TO RESPOND TO PLAINTIFFS’
OPPOSITION TO DEFENDANTS’ MOTION TO DISMISS THE CONSOLIDATED
AMENDED CLASS ACTION COMPLAINT**

Defendants Biopure Corporation, Thomas A. Moore, Carl W. Rausch, Howard P. Richman, Charles A. Sanders, J. Richard Crout and Ronald F. Richards (collectively, “Defendants”) hereby move for an Order extending the time to respond to Plaintiffs’ Opposition to Defendants’ Motion to Dismiss the Consolidated Amended Class Action Complaint (“Plaintiffs’ Opposition”) to and including January 18, 2005.

In support of their Motion, Defendants state as follows:

1. Defendants' response to Plaintiffs' Opposition is currently due on January 6, 2005.
2. Counsel for Plaintiffs has assented to the extension of the deadline provided by the Fed. R. Civ. P. for response to Plaintiffs' Opposition to January 18, 2005.

WHEREFORE, Defendants respectfully request that the Court enter an Order extending the time for Defendants to respond to Plaintiffs' Opposition to and including January 18, 2005.

BIOPURE CORPORATION, THOMAS A. MOORE, CARL W. RAUSCH, HOWARD P. RICHMAN, CHARLES A. SANDERS and J. RICHARD CROUT,

By their attorneys,

/s/ Raquel J. Webster

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Dated: January 5, 2005

RULE 7.1(A)(2) CERTIFICATION

I hereby certify that counsel for Defendants conferred with counsel for Plaintiffs in good faith to resolve or narrow the issues presented in this Motion. Counsel for Plaintiffs consents to the relief sought by this Motion.

/s/ Raquel J. Webster
Raquel J. Webster

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was electronically served upon the attorney of record for each party on January 5, 2005.

/s/ Raquel J. Webster
Raquel J. Webster